

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

HANS A. QUAAK, ATTILIO PO
and KARL LEIBINGER, on behalf of themselves
and those similarly situated,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM
(formerly known as ARTESIA BANKING CORP., SA),
Defendants.

No.: 03-CV-11566 (PBS)

STONINGTON PARTNERS, INC., a Delaware
Corporation, STONINGTON CAPITAL
APPRECIATION 1994 FUND L.P., a Delaware
Partnership and STONINGTON HOLDINGS, L.L.C., a
Delaware limited liability company,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM
(formerly known as ARTESIA BANKING CORP., SA),
Defendants.

No.: 04-CV-10411 (PBS)

GARY B. FILLER and LAWRENCE PERLMAN,
Trustees of the TRA Rights Trust,
Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM
(formerly known as ARTESIA BANKING CORP., SA),
Defendants.

No.: 04-CV-10477 (PBS)

JANET BAKER and JAMES BAKER, JKBAKER LLC
and JMBAKER LLC,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM
(formerly known as ARTESIA BANKING CORP., SA),
Defendants.

No.: 04-CV-10501 (PBS)

**JOINT MOTION TO EXTEND THE DEADLINES FOR
EXPERT DISCOVERY AND MOTIONS FOR SUMMARY JUDGMENT**

In accordance with the Court's instructions at the motion hearing held in the above-captioned actions on October 5, 2006, Plaintiffs and Defendant Dexia Bank Belgium ("Dexia") file this joint motion to extend the deadlines for expert discovery and motions for summary judgment. The parties respectfully request that this Court amend the current scheduling order dated August 22, 2006 for the limited purpose of extending the deadlines for expert discovery and any motions for summary judgment by approximately five (5) weeks to allow for the conclusion of fact discovery that the Court ordered to be completed at the October 5 hearing and the analysis of that discovery by the parties' designated experts. In support of this motion, the parties state as follows:

1. On August 22, 2006, the Court granted the parties' joint motion to extend the deadlines for expert discovery and motions for summary judgment, and established the following schedule for expert discovery and motions for summary judgment:

October 31, 2006: Deadline for Expert Reports Concerning any Matters for which any Party Bears the Burden of Proof

December 15, 2006: Deadline for Rebuttal Expert Reports

January 31, 2007: Deadline for Completion of Expert Depositions

February 28, 2007: Deadline for any Motion for Summary Judgment

2. On October 5, 2006, the Court denied Dexia's motions for protective orders to prevent the depositions of Stefaan Decraene and Axel Miller, and to limit the duration of the depositions of Bart Ferrand and Peter Rabaey. As a result, the parties have scheduled the depositions of Messrs. Ferrand and Rabaey for October 19-20 and 23-28, and expect to schedule the depositions of Messrs Decraene and Miller shortly. Other discovery motions that remain pending at this time may result in the scheduling of additional depositions and production of additional documents.

3. In order to allow sufficient time for the parties to complete this remaining discovery, and for their experts to review and analyze the additional information obtained, the parties submit that this Court should allow for a brief extension of expert discovery by five (5) weeks. The parties submit that such an extension is preferable over the costly and time-intensive alternative of having experts supplement and update their reports after fact discovery has been completed.

4. As a result of this requested extension for the deadline for expert reports, the parties submit the deadlines for expert depositions and motions for summary judgment likewise should be extended. Under the proposed schedule these cases will be on track for a pre-trial conference by mid-2007.

WHEREFORE, the parties jointly request that this Court extend the deadlines for expert discovery and motions for summary judgment as follows:

December 8, 2006: Deadline for Expert Reports Concerning any Matters for which any Party Bears the Burden of Proof.

January 16, 2007: Deadline for Rebuttal Expert Reports

February 23, 2007: Deadline for Completion of Expert Depositions

March 23, 2007: Deadline for any Motion for Summary Judgment

Dated: October 24, 2006

Respectfully submitted,

**BERMAN DEVALERIO PEASE
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